

**IN THE UNITED STATES DISTRICT
COURT FOR THE WESTERN DISTRICT
OF VIRGINIA CHARLOTTESVILLE
DIVISION**

BRENNAN M. GILMORE,

Plaintiff,

v.

ALEXANDER E. (ALEX) JONES, et al.,

Defendants.

No. 3:18-cv-00017-NKM-JCH

**DEFENDANT JAMES HOFT’S MOTION PURSUANT TO RULES 1 AND 6, FOR
LEAVE TO FILE OUT OF TIME HIS SURRESPONSE IN OPPOSITION TO MOTION
TO QUASH FILED BY COMMONWEALTH ATTORNEY FOR THE CITY OF
CHARLOTTESVILLE**

On April 26, 2021, Movant Commonwealth Attorney for the City of Charlottesville (“Platania”) filed his Motion to Quash Hoft’s subpoena. Dkt. #273-74. After receiving a time extension (and leave) from the Court for filing his Surreponse, Hoft now files his Surreponse in Opposition to Movant’s Motion – roughly 1.5 hours late. See Dkt. #331.

Mr. Hoft respectfully moves the Court for leave, pursuant to Fed. R. Civ. P. 1 and 6, for leave to file his Surreponse out of time. Mr. Hoft does not make this request for any improper purpose and does not believe any party will be prejudiced by granting this extension.

Dated: May 29, 2021

Respectfully submitted,

By: /s/ John C. Burns
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CERTIFICATE OF SERVICE

I hereby certify that on this 29th day of May, 2021, a true and accurate copy of the foregoing was served on all parties of record via electronic mail.

/s/ John C. Burns